

Message Text

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PAGE 01 STATE 147826
ORIGIN ARA-14

INFO OCT-01 ISO-00 L-03 NSC-05 SNM-05 /028 R

DRAFTED BY ARA/MEX: KRMCKUNE:
APPROVED BY ARA/MEX:ECBITTNER
ARA - RARELLANO
L: POLSON(PHONE)

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P 100158Z JUN 78
FM SECSTATE WASHDC
TO AMEMBASSY MEXICO PRIORITY

UNCLAS STATE 147826

E.O. 11652: N/A

TAGS: US, MEX, SNAR

SUBJECT: JUDGMENT IN NORML LAWSUIT

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1. FOLLOWING IS TEXT OF JUDGMENT HANDED DOWN JUNE 8 BY
U.S. DISTRICT COURT REGARDING ACTION BROUGHT BY NATIONAL
ORGANIZATION FOR THE REFORM OF MARIJUANA LAWS AGAINST
DEPARTMENT AND OTHER AGENCIES.

2. BEGIN TEXT - IT IS BY THE COURT THIS 8TH DAY OF JUNE,
1978,

ORDERED, ADJUDGED, AND DECLARED THAT UNITED STATES PARTIC-
IPATION IN HERBICIDE SPRAYING OF MARIJUANA AND POPPY PLANTS
IN MEXICO IS A MAJOR FEDERAL ACTION SIGNIFICANTLY AFFECT-
ING THE HUMAN ENVIRONMENT WITHIN THE MEANING OF SECTION 102
(2) (C) OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969
(NEPA), 42 U.S.C. S 4332 (2) (C), AND IT IS FURTHER

ORDERED, ADJUDGED AND DECLARED THAT DEFENDANTS ARE IN
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VIOLATION OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF
1969, 42 U.S.C. S 4321, ET SEQ., FOR FAILING TO PREPARE,
CIRCULATE FOR COMMENT AND CONSIDER A DETAILED ENVIRON-
MENTAL IMPACT STATEMENT PURSUANT TO SECTION 102 (2) (C) OF

NEPA, 42 U.S.C. S 4332 (2) (C), ON THE EFFECTS OF
UNITED STATES PARTICIPATION IN HERBICIDE SPRAYING OF

MARIJUANA AND POPPY PLANTS IN MEXICO, AND IT IS FURTHER

ORDERED, ADJUDGED, AND DECREED THAT DEFENDANTS SHALL
FORTHWITH PREPARE, CIRCULATE FOR COMMENT, AND CONSIDER
A DETAILED ENVIRONMENTAL IMPACT STATEMENT ON THE
EFFECTS OF UNITED STATES PARTICIPATION IN HERBICIDE
SPRAYING OF MARIJUANA AND POPPY PLANTS IN MEXICO, AND
SHALL INCLUDE THEREIN THE BEGIN QUOTE ENVIRONMENTAL
ANALYSIS END OF QUOTE OF THE PROGRAM'S EFFECTS IN
MEXICO WHICH THE DEFENDANTS HAVE PROPOSED AND ARE
PREPARING, AND IT IS FURTHER

ORDERED, ADJUDGED AND DECREED THAT IN ALL OTHER
RESPECTS JUDGMENT IS ENTERED IN FAVOR OF THE
DEFENDANTS, AND IT IS FURTHER

ORDERED THAT EACH PARTY SHALL BEAR ITS OWN COSTS.

JOSEPH C. WADDY, UNITED STATES DISTRICT JUDGE. END TEXT.

3. A COPY OF THE COURT'S MEMORANDUM OPINION IS BEING
POUCHED TO THE EMBASSY ATTENTION JOE MCLAUGHLIN. VANCE

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DRAFTED BY: ARA/AND: SHOLLY

APPROVED BY: ARA/AND: MRBARNEBEY

-----065772 150734Z /21

R 150425Z JUN 78

FM SECSTATE WASHDC

INFO AMEMBASSY BOGOTA 5802

UNCLAS STATE 147826

FOLLOWING REPEAT STATE 147826 SENT ACTION MEXICO JUN 10.
QUOTE UNCLAS STATE 147826

E.O. 11652: N/A

TAGS: US, MEX, SNAR

SUBJECT: JUDGMENT IN NORML LAWSUIT

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1. FOLLOWING IS TEXT OF JUDGMENT HANDED DOWN JUNE 8 BY U.S. DISTRICT COURT REGARDING ACTION BROUGHT BY NATIONAL ORGANIZATION FOR THE REFORM OF MARIJUANA LAWS AGAINST DEPARTMENT AND OTHER AGENCIES.

2. BEGIN TEXT - IT IS BY THE COURT THIS 8TH DAY OF JUNE, 1978,

ORDERED, ADJUDGED, AND DECLARED THAT UNITED STATES PARTICIPATION IN HERBICIDE SPRAYING OF MARIJUANA ANDPOPPY PLANTS IN MEXICO IS A MAJOR FEDERAL ACTION SIGNIFICANTLY AFFECTING THE HUMAN ENVIRONMENT WITHIN THE MEANING OF SECTION 102 (2) (C) OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969 (NEPA), 42 U.S.C. S 4332 (2) (C), AND IT IS FURTHER UNCLASSIFIED

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PAGE 02 STATE 147826

ORDERED, ADJUDGED AND DECLARED THAT DEFENDANTS ARE IN VIOLATION OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969, 42 U.S.C. S 4321, ET SEQ., FOR FAILING TO PREPARE, CIRCULATE FOR COMMENT AND CONSIDER A DETAILED ENVIRONMENTAL IMPACT STATEMENT PURSUANT TO SECTION 102 (2) (C) OF

NEPA, 42 U.S.C. S 4332 (2) (C), ON THE EFFECTS OF UNITED STATES PARTICIPATION IN HERBICIDE SPRAYING OF MARIJUANA AND POPPY PLANTS IN MEXICO, AND IT IS FURTHER

ORDERED, ADJUDGED, AND DECREED THAT DEFENDANTS SHALL FORTHWITH PREPARE, CIRCULATE FOR COMMENT, AND CONSIDER A DETAILED ENVIRONMENTAL IMPACT STATEMENT ON THE EFFECTS OF UNITED STATES PARTICIPATION IN HERBICIDE SPRAYING OF MARIJUANA AND POPPY PLANTS IN MEXICO, AND SHALL INCLUDE THEREIN THE BEGIN QUOTE ENVIRONMENTAL ANALYSIS END OF QUOTE OF THE PROGRAM'S EFFECTS IN MEXICO WHICH THE DEFENDANTS HAVE PROPOSED AND ARE PREPARING, AND IT IS FURTHER

ORDERED, ADJUDGED AND DECREED THAT IN ALL OTHER RESPECTS JUDGMENT IS ENTERED IN FAVOR OF THE DEFENDANTS, AND IT IS FURTHER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LITIGATION, DRUG CONTROL, CROP DESTRUCTION, ENVIRONMENT, COURT DECISIONS, HERBICIDES
Control Number: n/a
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Draft Date: 10 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE147826
Document Source: CORE
Document Unique ID: 00
Drafter: KRMCKUNE:
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
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Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
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Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 23 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2404098
Secure: OPEN
Status: NATIVE
Subject: JUDGMENT IN NORML LAWSUIT -
TAGS: SNAR, US, MX, NORML
To: MEXICO
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/b8aabf8b-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014